Notice of Allowability	Application No.	Applicant(s)	
	10/092,679 Examiner	VARELA DE LA ROSA ET AL Art Unit	<u>. </u>
	Robert D. Harlan	1713	
The MAILING DATE of this communication ap All claims being allowable, PROSECUTION ON THE MERITS herewith (or previously mailed), a Notice of Allowance (PTOL-8 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT of the Office or upon petition by the applicant. See 37 CFR 1.3	IS (OR REMAINS) CLOSED in 15) or other appropriate community RIGHTS. This application is 113 and MPEP 1308.	i this application. If not included inication will be mailed in due course. T	'HIS nitiative
1. This communication is responsive to <u>Amendment filed or</u>	<u>11 0 1/20/04</u> .		
2. The allowed claim(s) is/are <u>1-9,11,13,14 and 16-37</u> .			
3. The drawings filed on are accepted by the Exami	ner.		
 4. Acknowledgment is made of a claim for foreign priority a) All b) Some* c) None of the: 1. Certified copies of the priority documents had 2. Certified copies of the priority documents had 3. Copies of the certified copies of the priority International Bureau (PCT Rule 17.2(a)). * Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DAT noted below. Failure to timely comply will result in ABANDOI THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 5. A SUBSTITUTE OATH OR DECLARATION must be suit INFORMAL PATENT APPLICATION (PTO-152) which of the complex of the priority including changes required by the Notice of Draftspublic including changes required by the attached Examin Paper No./Mail Date Identifying indicia such as the application number (see 37 CF each sheet. Replacement sheet(s) should be labeled as such attached Examiner's comment regarding REQUIREMENT. 	ave been received. ave been received in Application documents have been received. E" of this communication to file NMENT of this application. bmitted. Note the attached EX gives reason(s) why the oath of the submitted. erson's Patent Drawing Review. er's Amendment / Comment of the header according to 37 Cliposit of BIOLOGICAL MAT	on No In No In this national stage application from In this national stage application from In the requirement In the PTO-948 attached In the Office action of The drawings in the front (not the back) of In Table 1.121(d). ERIAL must be submitted. Note the	ts
Attachment(s) 1. Notice of References Cited (PTO-892) 2. Notice of Draftperson's Patent Drawing Review (PTO-94) 3. Information Disclosure Statements (PTO-1449 or PTO/S Paper No./Mail Date 4. Examiner's Comment Regarding Requirement for Depos of Biological Material	8) 6. ☐ Interview S Paper No. B/08), 7. ☑ Examiner's	oformal Patent Application (PTO-152) Summary (PTO-413), /Mail Date Amendment/Comment Statement of Reasons for Allowance	

Application/Control Number: 10/092,679 Page 2

Art Unit: 1713

EXAMINER'S AMENDMENT

- 1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
- 2. Authorization for this examiner's amendment was given in a telephone interview with Michael Morgan on 09/30/2003.
- 3. The application has been amended as follows:

Please cancel claims 38-66 with the right to file a later divisional application.

DETAILED ACTION

- 4. The Amendment filed by Applicant on 01/28/04 has been entered.
- 5. Claim 10, 12 and 15 has been canceled.

Art Unit: 1713

Response to Amendment/Arguments

- 6. Applicant's amendment and arguments filed on 01/28/04 have been fully considered and they are found persuasive.
- 7. The rejection of claims 1-5, 8, 12, 15-20, 24-25, 27-28 and 30-37 under 35 U.S.C. 102(e) as being anticipated by Bacho et al., U.S. Patent No. 6,423,805 (hereinafter "Bacho") is withdrawn.

Allowable Subject Matter/Reasons for Allowance

- 8. Claims 1-9, 11, 13-14 and 16-37 are allowed.
- 9. The following is an examiner's statement of reasons for allowance: The closest prior art located or identified by the Examiner is Bacho. Bacho teaches a polymer composition comprising a copolymer with a Tg of from -40°C to 30°C. The polymer comprises methacrylates, acrylic acid, hydroxyalkyl (meth) acrylates and styrene. See Bacho, col. 2, line 48 through col. 3, line 60; col. 5, line 45 through col. 6, line 42; Example 9. The present invention differs from Bacho in that the present invention contains a sulfonic acid monomer.

Application/Control Number: 10/092,679 Page 4

Art Unit: 1713

10. As of the date of this Notice of Allowability, the Examiner has not located or identified any reference that can be used singularly or in combination with another reference including Bacho to render the present invention anticipated or obvious to one of ordinary skill in the art.

11. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

- 12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert D. Harlan whose telephone number is (571) 272-1102. The examiner can normally be reached on Mon-Fri, 10 AM 8 PM.
- 13. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David W. Wu can be reached on (571) 272-1114. The fax phone numbers for the organization where this application or proceeding is assigned

Application/Control Number: 10/092,679

Art Unit: 1713

Page 5

are (571) 273-1102 for regular communications and (571) 273-1102 for After Final communications.

14. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is $(703)\ 308-1495$.

Robert D. Harlan Primary Examiner Art Unit 1713

rdh February 22, 2004